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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA — SAN JOSE DIVISION

11 TERRY CROY,
12

13 Plaintiff,
14

vs.

15 EXPERIAN INFORMATION
16 SOLUTIONS, INC.; et. al.,
17

Defendants.

Case No.: 5:15-CV-05533-RMW

**STIPULATED REQUEST FOR
DISMISSAL OF DEFENDANT
CAPITAL ONE BANK (USA), N.A.,
ERRONEOUSLY SUED AS
CAPITAL ONE, NATIONAL
ASSOCIATION; [PROPOSED]
ORDER**

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1 **TO THE COURT, CLERK OF COURT, AND ALL PARTIES:**

2 **IT IS HEREBY STIPULATED** by and between plaintiff Terry Croy and
3 defendant Capital One Bank (USA), N.A. (“Capital One”), erroneously sued as
4 Capital One, National Association, that Capital One be dismissed from this action
5 with prejudice pursuant to Federal Rule of Civil Procedure 41(a)(2), and that each
6 party shall bear its own attorneys’ fees and costs.

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8 DATED: April 27, 2016 Sagaria Law, P.C.

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10 By: /s/ Elliot W. Gale
11 Elliot W. Gale
12 Attorneys for Plaintiff
13 Terry Croy

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15 DATED: April 27, 2016 Doll Amir & Eley LLP

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17 By: /s/ Chelsea L. Diaz
18 Attorneys for Defendant
19 Capital One Bank (USA), N.A.

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21 I, Elliot Gale, am the ECF user whose identification and password are being used to
22 file this Stipulation. I hereby attest that Chelsea Diaz has concurred in this filing.

23 /s/ Elliot Gale

24

25 **[PROPOSED] ORDER**

26 Pursuant to the stipulation of the Parties, Capital One is dismissed with
27 prejudice.

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29 **IT IS SO ORDERED.**

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31 DATED: _____

32 RONALD M. WHYTE
33 UNITED STATES DISTRICT JUDGE

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